

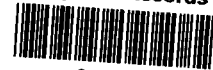


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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
230 SOUTH DEARBORN ST.
CHICAGO, ILLINOIS 60604

EPA Region 5 Records Ctr.



211213

REPLY TO ATTENTION OF:

May 14, 1991

Deborah E. Albright
Deputy Attorney General
219 State House
Indianapolis, Indiana 46204

BY OVERNIGHT MAIL

Re: Northside Sanitary Landfill

Dear Deborah:

This is to confirm the concurrence of the State of Indiana to:

- 1) the revised Consent Decree sent to you by overnight mail on April 22, 1991 from Barbara Rogers;
- 2) the revisions to the Statement of Work which I faxed to you on April 22, 1991; and
- 3) the further revisions to the Statement of Work which we discussed by telephone on May 10, 1991. These further revisions were to page 2-20 of the September 11, 1990 document.

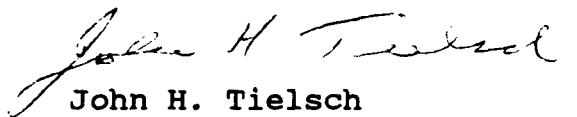
In the first line of that page the word "all" is stricken.

In the eighth line of the middle paragraph, strike the word "recent" and substitute "1988".

In the last line of the middle paragraph, add the underlined words: "established by the code and concentrations at these levels will not presently require pretreatment."

If any of the above is in error, please respond to me by the close of business on May 17, 1991.

Sincerely yours,


John H. Tielsch
Assistant Regional Counsel

cc: Barbara Rogers, Department of Justice
Karen Vendl, U.S. EPA



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
230 SOUTH DEARBORN ST.
CHICAGO, ILLINOIS 60604

REPLY TO ATTENTION OF:

April 22, 1991

Deborah E. Albright
Deputy Attorney General
219 State House
Indianapolis, Indiana 46204

BY FACSIMILE TRANSMISSION

Re: Northside Sanitary Landfill Statement of Work

Dear Deborah:

It is my understanding that all parties to the Northside consent decree have agreed to and find acceptable the following changes to the September 27, 1989 SOW:

At page 2-6 the words "or solid waste" shall be added immediately following the words "general fill" in the middle paragraph.

At page 2-7 Figure 3 will be amended to show that "solid waste" in addition to "general fill" may be used for terrace construction.

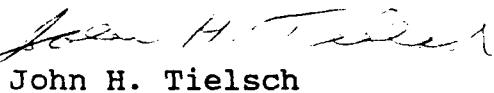
At page 2-14 Figure 5 will be amended to show that "solid waste" in addition to "fill" may be used for terrace construction.

The language in Section 2.3.2, Pretreatment Criteria for IDPW Discharge, which begins at page 2-20, will be stricken and replaced with the language submitted in Ralph Hall's letter of September 11, 1990 addressed to you, Barbara Rogers and Karen Vendl. A copy of that letter is attached.

Please advise David Hays and Ralph Hall of the State's concurrence in these changes immediately so that they can forward them to the settling defendants for their approval. David Hays should be providing you (and the rest of us) with the final SOW incorporating these and the other minor changes mentioned in his draft memorandum to the Northside PRP Settlers which he faxed to you on April 18.

Please call with any questions or comments.

Sincerely yours,



John H. Tielsch
Assistant Regional Counsel

encl.

cc: Barbara Rogers, Department of Justice



U.S. Department of Justice

JCC:BAR

90-11-2-48D

Washington, D.C. 20530

April 22, 1991

BY FEDERAL EXPRESS

Debbie Albright
219 State House
Indianapolis, Indiana 46204

Re: Northside Sanitary Landfill Consent Decree

Dear Debbie:

Enclosed is a copy of the Northside Consent Decree which contains the minor, nonsubstantive revisions, which we discussed, that were made after the Decree had been signed by the settling PRPs and the State last year. These revisions are identified and discussed in the enclosed draft memorandum from the Northside Steering Committee to the Northside PRPs, which I understand David Hayes provided you last week. It is my understanding that the revisions to the Statement of Work have been sent to you under separate cover by EPA and/or the Steering Committee.

I would appreciate if you would contact me as soon as possible if you have any questions concerning the changes, and to confirm that the enclosed is acceptable before the Steering Committee sends its memorandum to the Northside settling PRPs.

Thank you for your cooperation.

Sincerely,

Acting Assistant Attorney General
Environment and Natural Resources
Division

By: *Barbara Rogers*

Barbara Rogers, Attorney
Environmental Enforcement Section
(202) 514-4113

Enclosures

cc: John Tielsch